

<p style="text-align: center;"><i>For Office Use Only</i></p> <p style="text-align: center;">Executive Office of Environmental Affairs</p> <p>MEPA Analyst: <i>Aisling Eglinton</i></p> <p>Phone: 617-626-<i>1024</i></p>
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NPC

Notice of Project Change

The information requested on this form must be completed to begin MEPA Review of a NPC in accordance with the provisions of the Massachusetts Environmental Policy Act and its implementing regulations (see 301 CMR 11.10(1)).

Project Name: Devens Recycling Center		EOEA #: 9116
Street: 45 Independence Drive		
Municipality: Devens	Watershed: Nashua	
Universal Transverse Mercator Coordinates: 19 286733E 4714004N	Latitude: 42.5490° N	Longitude: 71.5975°W
Status of project construction: 100 %complete (no construction required for proposed change)		
Proponent: Devens Recycling Center, LLC		
Street: 45 Independence Drive		
Municipality: Devens	State: MA	Zip Code: 01434-5215
Name of Contact Person From Whom Copies of this NPC May Be Obtained: Dammon Frecker		
Firm/Agency: ESS Group, Inc.	Street: 888 Worcester Street, Suite 240	
Municipality: Wellesley	State: MA	Zip Code: 02482-3747
Phone: (781) 489-1146	Fax: (781) 431-7434	E-mail: dfrecker@essgroup.com

In 25 words or less, what is the project change? The project change involves changing the limitation on incoming materials handled at the facility from the construction and demolition (C&D) materials only, to a combination of C&D and municipal solid waste (MSW). See full project change description beginning on page 3.

Date of ENF filing or publication in the Environmental Monitor: ENF for Redevelopment of Fort Devens Published on July 8, 1992. NPC for Devens Recycling Center (formerly W.K. Macnamara – C&D Material Recycling Facility) published February 23, 2005.

Was an EIR required? Yes No; if yes,
 was a Draft EIR filed? Yes – for Devens Redevelopment (Date: 11/8/94) No
 was a Final EIR filed? Yes – for Devens Redevelopment (Date: 8/8/95) No
 was a Single EIR filed? Yes – for W.K. Macnamara (Date: 9/29/05) No

Have other NPCs been filed? Yes – for Devens Redevelopment only (Date(s): published 5/9/97, 10/7/97, 12/10/97, 4/25/99, 6/4/00, 9/23/00, 11/24/01) No

If this is a NPC solely for lapse of time (see 301 CMR 11.10(2)) proceed directly to "ATTACHMENTS & SIGNATURES" on page 4.

PERMITS / FINANCIAL ASSISTANCE / LAND TRANSFER

List or describe all new or modified state permits, financial assistance, or land transfers not previously reviewed:

Are you requesting a finding that this project change is insignificant? (see 301 CMR 11.10(6))
 Yes No; if yes, attach justification.

Are you requesting that a Scope in a previously issued Certificate be rescinded?
 Yes No; if yes, attach the Certificate

Are you requesting a change to a Scope in a previously issued Certificate? Yes No; if yes, attach Certificate and describe the change you are requesting:

Summary of Project Size & Environmental Impacts	Previously reviewed ¹	Net Change ¹	Currently Proposed ¹
LAND			
Total site acreage	11-acre site	0	11-acre site
Acres of land altered	12.6 acres: 11 ac site & 1.6 ac rail spur	0	12.6 acres: 11 ac site & 1.6 ac rail spur
Acres of impervious area	7.3 acres	0	7.3 acres
Square feet of bordering vegetated wetlands alteration	0	0	0
Square feet of other wetland alteration	0	0	0
Acres of non-water dependent use of tidelands or waterways	0	0	0
STRUCTURES			
Gross square footage	90,000 sq. ft.	0	90,000 sq. ft.
Number of housing units	0	0	0
Maximum height (in feet)	75 feet	0	75 feet
TRANSPORTATION			
Vehicle trips per day	400	0	400
Parking spaces	95	0	95
WATER/WASTEWATER			
Gallons/day (GPD) of water use	1,000 gpd	0	1,000 gpd
GPD water withdrawal	0	0	0
GPD wastewater generation/treatment	750 gpd sanitary sewer	0	750 gpd sanitary sewer
Length of water/sewer mains	<1 mile	0	<1 mile

¹ Values shown reflect only the Devens Recycling Center (formerly W.K. Macnamara C&D Material Recycling Facility)

Does the project change involve any new or modified:

1. conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97? Yes No

2. release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction? Yes No

3. impacts on Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities? Yes No

4. impact on any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?

Yes No; if yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources? Yes No

5. impact upon an Area of Critical Environmental Concern? Yes No
If you answered 'Yes' to any of these 5 questions, explain below:

PROJECT CHANGE DESCRIPTION (attach additional pages as necessary). The project change description should include:

(a) a brief description of the project as most recently reviewed

(b) a description of material changes to the project as previously reviewed,

(c) the significance of the proposed changes, with specific reference to the factors listed 301 CMR 11.10(6), and

(d) measures that the project is taking to avoid damage to the environment or to minimize and mitigate unavoidable environmental impacts. If the change will involve modification of any previously issued Section 61 Finding, include a proposed modification of the Section 61 Finding (or it will be required in a Supplemental EIR).

- a) **The existing facility consists of a fully enclosed, approximately 90,000-square foot construction and demolition (C&D) materials recycling facility with rail service. C&D materials are sorted and recycled for beneficial end uses. All processing takes place within the enclosed facility, which was designed to minimize noise, air quality, and other environmental impacts. The facility is currently permitted to handle up to 1,500 tons per day of C&D.**
- b) **DRC is seeking approval to accept municipal solid waste (MSW), in addition to the C&D materials that were the focus of prior filings and approvals. The total allowable quantity of materials (C&D and MSW) that may be handled at the facility will remain at 1,500 tons per day. MSW will be received by truck from haulers that conduct collections in regional municipalities, and will be loaded into larger trucks or rail cars for transfer to a properly licensed solid waste disposal facility.**
- c) **The proposed change will require only minor additions to facility's operating procedures to assure proper handling of MSW. There will be no change in the previously approved C&D handling operations, no physical modifications to the facility or site, and no change in any facility impacts previously reviewed under MEPA and other state and local filings or permits. With regard to the specific factors listed at 301CMR11.10(6):**
- a. **There will be no change in facility square footage, height, depth or other relevant measures or physical dimensions of the Project.**
- b. **As there will be no increase in the total quantity of materials that may be**

handled at the facility, there will be no increase in solid waste handling capacity, emissions, noise, traffic, or any other impact previously reviewed. The change in operations will not result in any impacts to any of the MEPA review thresholds specified at 301 CMR 11.03.

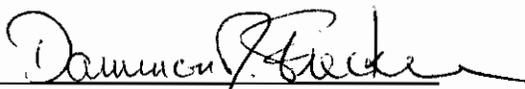
- c. The facility is able to commence handling of MSW upon completion of MEPA review and modifications of approvals issued by MassDEP and the Devens Enterprise Commission.
 - d. There will be no change in the project site.
 - e. The change will require no new permits and there is no request for financial assistance or land transfer.
 - f. The proposed change does alter or delay any of the environmental or regional benefits discussed in prior filings. The change will facilitate additional benefits to local municipal economies and the environment by providing the opportunity for reduced transportation costs and associated environmental impacts.
 - g. There is no lapse of time associated with the proposed change.
- d) The DRC facility was constructed to properly handle solid waste materials with minimal impact to the environment, as specified in prior applications and approvals issued by MEPA, MassDEP, and the Devens Enterprise Commission. The facility has been operating in full compliance with those approvals, and accompanying Operating Procedures, Maintenance Plans, and Monitoring Plans. DRC has implemented all the mitigation measures presented in the Project's SEIR and MEPA Certificate, which will also serve to minimize impacts from the proposed change. There will be no change in any prior Section 61 Findings for the facility.

ATTACHMENTS & SIGNATURES

Attachments:

1. Secretary's most recent Certificate on this project
2. Plan showing most recent previously-reviewed proposed build condition
3. Plan showing currently proposed build condition
4. Original U.S.G.S. map or good quality color copy (8-1/2 x 11 inches or larger) indicating the project location and boundaries
5. List of all agencies and persons to whom the proponent circulated the NPC, in accordance with 301 CMR 11.10(7)

Signatures:

6-2-08		6-2-08	
Date	Signature of Responsible Officer or Proponent	Date	Signature of person preparing NPC (if different from above)

<u>W. Kurt Macnamara</u>	<u>Dammon M. Frecker</u>
Name (print or type)	Name (print or type)
<u>Devens Recycling Center, LLC</u>	<u>ESS Group, Inc</u>
Firm/Agency	Firm/Agency
<u>45 Independence Drive</u>	<u>888 Worcester Street, Suite 240</u>
Street	Street
<u>Devens, MA 01434-5215</u>	<u>Wellesley, MA 02482-3747</u>
Municipality/State/Zip	Municipality/State/Zip
<u>(781) 891-0900</u>	<u>(781) 431-0500</u>
Phone	Phone